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TOWN OF ASHBURNHAM
ZONING BOARD OF APPEALS
LOWER LEVEL MEETING ROOM – TOWN HALL
May 23, 2012, 7:30 PM

In attendance – Joe Daigle, Acting Chair, Terry Girouard, Acting Clerk, Cheryl Anderson, Mark Carlisle, and John MacMillan.

Absent: David Perry and Rich Archer

At 7:30 p.m. Joe Daigle called Special Permit Hearing #12-02 to order.

1. Joe opens meeting introduces members. Reads cover letter.
2. Michael Saucier speaks internet retail business/retail store selling toys, Hobby's etc... 2000 sq ft. retail and warehouse hours Weds through Friday 11-6 Saturday 10 to 6 with 4 full time 2 part time. Sells also general merchandise. FED EX and UPS and trailer truck deliveries. Completely off the road. Monday through Friday warehouse rest of the week hours. Some food items non perishable.
3. John MacMillan has septic passed? Passed but needs repairs waiting for answers from conservation.
4. Mr. Saucier, 10-12 customers per day would be busy day.
5. Joe Reads Board of Health letter from Mr. Rick Metcalf
6. Enters letter into the minutes see exhibit 1
7. Mr. Saucier signage for customer parking
8. Mr. Eustis will use 2000 sq ft as a tenant office and proto type work.
9. Jane Padilla neighbor in favor
10. Mr. Eustis explains difference of "change of use status," change will be good for Ashburnham.
11. 7:58 Joe closes hearing and explains process
12. Joe asks Board to deliberate, board answers yes, 8:00 PM we began deliberation
13. Cheryl makes motion that a finding under section 1.4 applies. Mark seconded the motion. The Board voted unanimously

14. Mark makes motion to grant special permit with conditions. John seconded the motion and there was some discussion on the conditions.

Conditions:

1. Signage meet by-law section 5.2
2. Delineate parking by signage or other
3. Retail hours Monday through Saturday 10:00 AM to 6:00 PM
4. Warehouse hours Monday through Friday 8:00 AM to 5:30 PM
5. Contingent on approval of Board of Health regarding septic system

Vote on granting special permit. Vote unanimous to Grant Special Permit with conditions.

Makes motion to adjourn @ 8:13 PM

- A. Seconded by Cheryl
- B. VOTE: Unanimous to adjourn the meeting

Respectfully submitted,

Terry Girouard
Acting Clerk

2012
JUN 12 PM 8:10
TERRY GIROUARD



Nashoba Associated Boards of Health

Environmental Health Service

30 Central Avenue, Ayer, Ma. 01432

MEMO

ZBA Hearing
12-02

#1
Received
5/23/12
1 sheet
JLS

DATE: Wednesday, May 16, 2012
TO: Ashburnham ZBA
FROM: Rick Metcalf, R.S., Agent for Ashburnham BOH
RE: 23 Westminster St. – ZBA Hearing #12-02

In regards to the hearing notice for 23 Westminster Street, the Board of Health offers the following comments:

- The proposed use is a change in use for the facility. When a change in use is proposed, Title 5 has the following requirements that must be met:
 - A PASSING Title 5 inspection report must be filed with the Board of Health.
 - The flow must be comparable to the original system design. In this case the system was designed for 296 gallons per day. The 2,000 SF of retail space will require 100 gallons per day of that capacity and the warehouse space will be calculated at 15 gallons per day/employee. Per a conversation with Mr. Saucier he currently has 6 employees requiring 90 gallons/day. This leaves 106 gallons per day of additional capacity, which is acceptable.

In conclusion, the Board of Health must receive a PASSING Title 5 inspection report for the property and the proposed use must result in a Title 5 flow of less than 296 gallons/day.

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